

MONTANA LEGISLATIVE HISTORY

Chapter 538 19 77

Bill H 808 S _____ Original bill & history C

H. Committee on Rules

S. Committee on Rules

Hearing Date(s) Feb 24 ☒ C

Hearing Date(s) Apr 06 ☒ C

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Date Out Feb 24 ☒ C

Apr 06 ☒ C

Did this bill originate in an interim committee? ☐ Yes ☐ No

Committee _____

Report _____

1 House BILL NO. 808
2 INTRODUCED BY COMMITTEE ON RULES
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT MAKING THE ELECTION
5 CAMPAIGN FUND PERMANENT AND PROVIDING A SHORT TITLE FOR
6 CHAPTER 49 OF TITLE 23, R.C.M. 1947; AMENDING SECTIONS
7 23-4901 AND 23-4904, R.C.M. 1947; AND REPEALING SECTION 7,
8 CHAPTER 263, LAWS OF 1974."
9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11 Section 1. Section 23-4901, R.C.M. 1947, is amended to
12 read as follows:
13 "23-4901. ~~Purpose Short title. It is the purpose of~~
14 ~~this act to allow the conduct of an experiment in the public~~
15 ~~financing of political campaigns in this state; to determine~~
16 ~~public reaction to gross roots participation in campaign~~
17 ~~financing through a designation by a taxpayer of one dollar~~
18 ~~(\$1) of his tax liability to a campaign fund; and to allow~~
19 ~~legislative review of public campaign financing based upon~~
20 ~~the results of the limited experiment authorized by this act~~
21 This chapter may be cited as "The Public Campaign Fund
22 Act"."
23 Section 2. Section 23-4904, R.C.M. 1947, is amended to
24 read as follows:
25 "23-4904. ~~Election Public~~ campaign fund. (1) There is

1 ~~an election a public~~ campaign fund within the earmarked
2 revenue fund provided for in section 79-410.
3 (2) All monies designated under section 2 [23-4902] of
4 this act shall be deposited in the fund.
5 (3) Five (5) months before the general election in a
6 gubernatorial election year all monies in the fund shall be
7 paid over in equal amounts to the treasurer of each
8 political party, to be spent only for the legitimate
9 campaign expenses of the gubernatorial candidate."
10 Section 3. Repealer. Section 7, Chapter 263, Laws of
11 1974, is repealed.

-End-

INTRODUCED BILL

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HB 808

HOUSE RULES COMMITTEE
MONTANA STATE LEGISLATURE

February 24, 1977

The meeting of the House Rules Committee was called to order by Rep. Meloy, Chairman, on the above date in Room 343 at 12:10 P.M.

Members of the committee present were:

Rep. Bardanouve	Rep. Fagg	Rep. Meloy
Rep. Brand	Rep. Kvaalen	
Rep. Driscoll	Rep. Marks	

Rep. Bradley was present at 12:30 P.M.

Rep. Moore was absent.

Also present were Joy Bruck and Margaret Davis of the League of Women Voters, and Mr. William Hansen of United Press International.

House Bill 808 was before the committee for executive action.

Ms. Margaret Davis of the League of Women Voters expressed the support of the League for House Bill 808.

Rep. Driscoll moved that House Bill 808 do pass.

Rep. Meloy explained that the bill changed the name of the campaign fund from "gubernatorial" to "public."

A vote was taken. Representatives Bardanouve, Brand, Driscoll, Fagg, Kvaalen, and Meloy voted aye and Representative Marks voted nay. The motion carried.

House Bill 796, sponsored by Rep. Fagg, was before the committee for hearing.

Rep. Fagg explained that it had become apparent to him that an annual sessions bill didn't have much chance in this session. He said that if we're going to have a good solid legislature, then oversight committees were needed. He said that what he had done in this bill was to divide all the committees in half and give them interim functions. The Senate and House committees would then meet together once a month. Each committee would determine its own budget and schedule. The basic standing committees would continue to be in existence, they would be renamed so the Senate and House committees would be the same, and each committee would have the oversight of certain departments. This was one method of working with the executive branch and the departments. He said that this proposal was supported by the Montana Chamber of Commerce.

House Bill 592: Senator Stephens stated that Representative Meloy was unable to be here, he is the sponsor of the bill. There was a brief discussion on the bill.

Senator Roberts moved that House Bill 592 be laid on the table. Motion seconded by Senator Hazelbaker and approved by a voice vote unanimously.

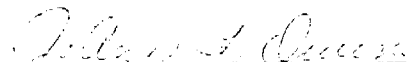
House Bill 808: Senator Stephens stated that this bill was a House Rules Committee bill.

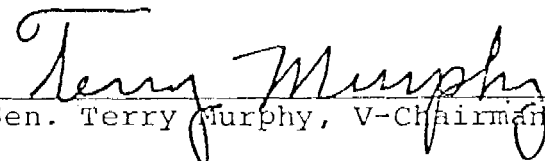
After a brief discussion, Senator Mathers moved that HB 808 be considered by floor action. He then stated that a motion should be made on the floor to consider the bill, by suspending the rules. Senator Murphy seconded the motion and it was approved by a voice vote unanimously.

Senator McOmber then asked how many votes it would take to get a bill off the table. The committee decided that it would take a 2/3 vote.

There being no further business, the meeting was adjourned at 5:45 p.m.

Respectfully submitted,


Jo Ann F. Owens, Secretary


Sen. Terry Murphy, V-Chairman

HOUSE BILL NO. 808

INTRODUCED BY COMMITTEE ON RULES

A BILL FOR AN ACT ENTITLED: "AN ACT MAKING THE ELECTION CAMPAIGN FUND PERMANENT AND PROVIDING A SHORT TITLE FOR CHAPTER 49 OF TITLE 23, R.C.M. 1947; AMENDING SECTIONS 23-4901 AND, 23-4902, 23-4904, AND 23-4906, R.C.M. 1947; AND REPEALING SECTION 7, CHAPTER 263, LAWS OF 1974."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 23-4901, R.C.M. 1947, is amended to read as follows:

~~"23-4901. Purpose Short title. It is the purpose of this act to allow the conduct of an experiment in the public financing of political campaigns in this state to determine public reaction to grass-roots participation in campaign financing through a designation by a taxpayer of one dollar of his tax liability to a campaign fund and to allow legislative review of public campaign financing based upon the results of the limited experiment authorized by this act. This chapter may be cited as "The Public Campaign Fund Act".~~

SECTION 2. SECTION 23-4902, R.C.M. 1947, IS AMENDED TO READ AS FOLLOWS:

"23-4902. Definitions. As used in this act, unless the context requires otherwise:

(1) "Fund" means the election campaign fund established in section 4 [23-4904] of this act.

(2) "Political party" is a party whose candidate for governor in the last general election received five percent (5%) or more of the total votes cast for that office as verified by the secretary of state.

(3) "Department" means the department of revenue provided for in Title 82A, chapter 18.

(4) "Candidate" means an individual who has been nominated by a political party for election to ~~the office of governor of public office in~~ this state.

(5) "Individual" means a natural person."

Section 3. Section 23-4904, R.C.M. 1947, is amended to read as follows:

"23-4904. Election Public campaign fund. (1) There is ~~an election a public~~ campaign fund within the earmarked revenue fund provided for in section 79-410.

(2) All monies designated under section 2 [23-4902] of this act shall be deposited in the fund.

(3) Five (5) months before the general election in a gubernatorial election year all monies in the fund shall be paid over in equal amounts to the treasurer of each political party, to be spent only for the legitimate campaign expenses of ~~the gubernatorial candidate~~ CANDIDATES FOR PUBLIC OFFICES WHICH OFFICES HAVE BEEN DESIGNATED BY THE

1 LEGISLATURE."

2 SECTION 4. SECTION 23-4906, R.C.M., 1947, IS AMENDED TO

3 READ AS FOLLOWS:

4 "23-4906. Penalties for violation. The use of moneys
5 from the fund by anyone for any purpose other than the
6 legitimate campaign expenses of a candidate for governor a
7 designated public office is an offense and is punishable by
8 imprisonment for not more than one (1) year, or by a fine of
9 not more than five thousand dollars (\$5,000), or by both."

10 Section 5. Repealer. Section 7, Chapter 263, Laws of
11 1974, is repealed.

-End-